IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

Bail Appl..No. 7028 of 2007()

CRIME NO. 751/07 OF E.T. NORTH POLICE STATION
CRLMC.1789/2007 of D.C. & SESSIONS COURT, ERNAKULAM
CMP.3563/2007 of JUDL.M.F.C.-I,ERNAKULAM

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PETITIONERS/ACCUSED NO.3 & 4:

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1. NAZAR, S/O. ABDUL MANAF (LATE),
AGED 29 YEARS, VADAKKATHE VEEDU,MANAPPATTIPARAMBU,
KALOOR.

2. SIRAJ, S/O. BHADHARUDHEEN,
VADAKKATHE VEEDU, MANAPPATTIPPARAMBU, KALOOR.
(NOW RESIDING AT MUTTAR KADAVIL ROAD,
UMMER'S VEETTIL).

BY ADV. SRI.SANIL KUMAR

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REP. BY S.I. OF POLICE, E.T. NORTH POLICE STATION,
ERNAKULAM, REP. BY PUBLIC PROSECUTOR,
DISTRICT AND SESSIONS COURT, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 7028 of 2007

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Dated this the 26th day of November, 2007

O R D E R

There is no representation for the petitioners. The report of the learned Magistrate shows that the final report has already been filed and cognizance has already been taken. The learned Magistrate prays for time till 30.1.2008 to dispose of the case.

2. This application for regular bail is opposed by the learned Prosecutor. I find merit in the opposition. Considering the totality of circumstances I am satisfied that the petitioners, who face indictment for offences punishable under Sections 457 and 380 I.P.C. do not deserve to be enlarged on bail now.

3. This application is accordingly dismissed. But I may hasten to observe that if the trial against the petitioners is not completed by 15.2.2008, they shall be at liberty to apply for bail again before this Court.

(R. BASANT)
Judge

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